UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF ALABAMA

CLYDE BERNARD FRANKLIN, Individually, and on behalf of similarly situated individuals,	
Plaintiff,))
v.	
APPLE INC., and AT&T MOBILITY, LLC,))
Defendants.)

MOTION FOR EXTENSION OF TIME

Defendants Apple Inc. and AT&T Mobility, LLC hereby move the Court for an additional forty-five (45) days, until February 5, 2010, to answer or otherwise respond to the Complaint. Plaintiff has consented to the requested extension.

/s/ Sara A. Ford
One of the Attorneys for Defendants
Apple Inc. and AT&T Mobility, LLC

OF COUNSEL:
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CERTIFICATE OF SERVICE

I hereby certify that on this 23rd day of December, 2009, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record either through the CM/ECF system or by U.S. Mail, as follows:

Ronnie G. Penton, Esquire Penton Law Firm 209 Hoppen Place Bogalusa, Louisiana 70427

Max C. Marx, Esquire 301 Napoleon Street Baton Rouge, Louisiana 70802

By: <u>/s Sara A. Ford</u>
One of the Attorneys for Defendants
Apple Inc. and AT&T Mobility, LLC